

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF ARKANSAS
DELTA DIVISION**

**BILLY MACK NICHOLS, JR.
ADC #92713**

PLAINTIFF

v.

CASE NO. 2:20-CV-00177-BSM-JTR

**D.W. JACKSON, Deputy Warden,
East Arkansas Regional Max Unit, *et al.***

DEFENDANTS

ORDER

After *de novo* review of the record, United States Magistrate Judge J. Thomas Ray's proposed findings and recommendations [Doc. No. 4] are adopted. Nichols's motion for leave to proceed in forma pauperis [Doc. No. 1] is denied, and this case is dismissed without prejudice. Nichols has thirty days to reopen the case by paying the \$400 filing fee in full and filing a motion to reopen. Pursuant to 28 U.S.C. § 1915(a)(3), it is certified that an *in forma pauperis* appeal would not be taken in good faith.

IT IS SO ORDERED this 7th day of October, 2020.


UNITED STATES DISTRICT JUDGE